

shall and may be lawful for the several justices of the peace, and associate justices, in the several counties of this state, to ask and receive the fees allowed and limited by this act for services expressed in the following table, and such fees shall be taxed and paid by the party against whom judgment shall be rendered, to wit: For issuing a warrant for debt, twelve and an half cents; for each summons, including all the witnesses applied for at the same time, twelve and an half cents; venire to summon freeholders, twenty cents; *capias ad satisfaciendum*, twelve and an half cents; *fieri facias*, twelve and an half cents; *scire facias*, twelve and an half cents; recognizance for defendant's appearance, twelve and an half cents; every supersedeas, each justice twelve and an half cents; every oath or affidavit, six cents; probat of account, six cents; every judgment rendered, twelve and an half cents; commitment, twelve and an half cents; releasement, twelve and an half cents; warrant of attachment, twenty-five cents; attendance on valuation of orphans' estates, per day two dollars; return thereon, seventy-five cents; venire to summon a jury in a forcible entry and detainer, seventy-five cents; taking inquisition and return thereon, four dollars; warrant of restitution, seventy-five cents; taking acknowledgment of any deed, each justice twenty-five cents, including all the persons acknowledging at the same time; taking any other acknowledgment, twelve and an half cents; taking appeal bond, twenty-five cents; taking a bail-piece to the general or county courts, twenty-five cents; a pass, twenty-five cents; certificate of strays, thirty-seven and an half cents; taking inspectors' bonds, each justice twenty-five cents; probat of county clerk's bond, each justice twenty-five cents.

Not to charge a fee for mileage, 1809, ch. 76, sec. 7.

Justices to write probats when required.

SEC. 31. *And be it enacted*, That it shall be the duty of all and every justice of the peace to write and prepare all probats, affidavits, supersedeas, and other instruments to be executed by them in virtue of this law, when required, except in cases of acknowledgment of deeds.

And take an oath before they act.

SEC. 32. *And be it enacted*, That every justice of the peace, or associate justice, before he acts as such, shall take an oath, that he will not, directly or indirectly, receive any greater fee or reward for any thing in his office as justice of the peace than what is allowed by this act; and if any associate justice, or justice of the peace, by colour of his office, shall receive any fee or reward for any service not specified in this act, or if any associate justice, or justice of the peace, shall receive any greater fee or reward for any service mentioned in this act than is hereby allowed, he shall forfeit one hundred dollars for every such offence, but such justice shall not be liable to prosecution after twelve months from the time of the offence committed.